

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services – Panchayat Raj & Rural Development Department - Sri N.Saibanna, Superintendent (Retired) , Mandal Praja Parishad Peddemul, Ranga Reddy District,- Committed certain irregularities in payment of huge advances to contractors / VLCs. - Departmental Proceedings under rule 20 of Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 read with rule 9 of A.P. Revised Pension Rules,1980- Article of Charges – Issued.

PANCHAYAT RAJ AND RURAL DEVELOPMENT (VIG.IV) DEPARTMENT

G.O.Rt.No. 1472,

Dated:20 .09.2013.

Read the following:

- 1.From the Commissioner, PR&RE, A.P. Hyderabad.,
Lr. No .2699/CPR&RE/A2/2012, Dated:11.06.2013.
2. G.O.Ms.No 416, PR&RD Dept., dated:20.09.2013.

ORDER:-

In pursuance of the sanction accorded by the Government under Sub-Clause (b) of sub-rule (2) of Rule 9 of the A.P. Revised Pension Rules,1980 for instituting departmental proceedings against Sri N.Saibanna, Superintendent (Retired) , Mandal Praja Parishad Peddemul, Ranga Reddy District vide G.O.Ms.No416, Panchayat Raj & Rural Development Department, dated:20 .09.2013. It is proposed to hold an inquiry against Sri N.Saibanna, Superintendent (Retired), Mandal Praja Parishad Peddemul, Ranga Reddy District in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The substance of imputations of misconduct or misbehavior in respect of which the enquiry is proposed to be held is set out in the enclosed statement of articles of charges (Annexure-I). A statement of the imputations of misconduct or misbehavior in support of article of charge is enclosed as Annexure-II.

3. Sri N.Saibanna, Superintendent (Retired) , Mandal Praja Parishad Peddemul, Ranga Reddy District, is directed to submit his written statement of defence within ten (10) days from the receipt of this order.

4. Sri N.Saibanna, Superintendent (Retired) , Mandal Praja Parishad Peddemul, Ranga Reddy District is informed that an inquiry will be held only in respect of those article of charges as are not admitted. He should, therefore, specifically admit or deny each article of charge.

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5. Sri N.Saibanna, Superintendent (Retired) , Mandal Praja Parishad Peddemul, Ranga Reddy District is further informed that if he does not submit his written statement of defence on or before the date specified in para (3) above or otherwise fails to comply with provisions of rule 20 of Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991, or orders issued in pursuance of the said rules, the inquiry authority may hold the inquiry against him exparte.

6. The receipt of the G.O. shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V.NAGI REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR)

To

Sri N.Saibanna, Superintendent (Retired) ,
Mandal Praja Parishad, Peddemul, Ranga Reddy District
through Commissioner, Panchayat Raj & Rural Employment,
Hyderabad.

The Commissioner, Panchayat Raj & Rural Employment, Hyderabad.

[with a request to serve the AOCs and furnish the date of
acknowledgement for record].

Copy to:

The Chief Executive Officer, Zilla Praja Parishad,
Ranga Reddy District.

SF/SC.

//FORWARDED BY :: ORDER//

SECTION OFFICER

ANNEXURE-I

Statement of articles of charges framed against Sri N.Saibanna, former Supdt/MPDO (FAC) MPP, Tandur and MPDO (FAC) Yalal now Supdt., MPP, Peddemul R.R. District.

Article –1:-

That Sri N.Saibanna, former Supdt/MPDO (FAC) MPP, Tandur and MPDO (FAC) Yalal now Supdt., MPP, Peddemul R.R. District colluded with Sri B.Chennanna, Retired E.O (PR&RD) / MPDO (FAC) MPP Tandur, R.R. District has given advance to a tune of Rs.80,09,863/- from BRGF funds. Thus he violated the Rule 3(1) of APCS (Conduct) Rules 1964.

Basis of the Charge:-

As per Preliminary Inquiry conducted by the then Dy, CEO (FAC) ZPP R.R. District and found that Sri N.Saibanna Former Supdt/ MPDO (FAC), MPP, Tandur and MPDO (FAC) Yalal now Supdt., MPP, Peddemul R.R. District colluded with Sri B.Chennanna, Retired EO(PR&RD)/MPDO, (FAC) MPP Tandur Ranga Reddy District who has given advances to tune of Rs.80,09,863/- to the Contractors VLCs during his tenure as MPDO 2008-10.

Article –2:-

That Sri N.Saibanna, former Supdt/MPDO (FAC) MPP, Tandur and MPDO (FAC) Yalal now Supdt., MPP, Peddemul R.R. District colluded with Sri B.Chennanna, Retired E.O (PR&RD) / MPDO (FAC) MPP Tandur, R.R. District who has drawn Rs.15,22,750/- towards hire charges of private vehicles. Thus he violated the Rule 3(1) of APCS (Conduct) Rules 1964.

Basis of the Charge:-

As per Preliminary Inquiry conducted by the then Dy, CEO (FAC) ZPP R.R. District on 08.09.2010 at MPP Tandur R.R. District found that an amount of Rs.15,22,750/- has been drawn from the General Funds, BRGF and NREGS funds towards hire charges of private vehicles engaged from 01.01.2005 during the tenure of Sri B.Chennanna, Retired EO(PR&RD)/MPDO, (FAC) MPP Tandur Ranga Reddy District colluding with Sri N.Saibanna former Supdt.,/MPDO (FAC) MPP, Tandur and MPDO(FAC) Yalal now Supdt. MPP, Peddemul R.R. District. Among which an amount of Rs.2,63,170/- is admissible under the instructions given in the Government orders.

1. G.O.Rt.No.1599 PR&RD (Progress-IV) Dept., dt:04.11.2003.
2. Govt. Circular Memo.No.1320/659/A2/W&M/2007, F(W&M) Dept., Dated:11.12.2007.
3. G.O.Ms.No.143, PR&RD (E.VII-2) Dept., dt:08.5.2009.
4. Govt.Memo.No.15966/RD-II/A1/2009-1, PR&RD (RD-II) Dept., Dated:19.08.2009.
5. Govt.Memo.No.1740/EGS/(P)/2009, dt:09.02.2010.
6. Dist Collector, R.R. District Proc.No.A1/542/2010, dt:27.04.2010.

[PTO]

Article –3:-

That Sri N.Saibanna, former Supdt/MPDO (FAC) MPP, Tandur and MPDO (FAC) Yalal now Supdt., MPP, Peddemul R.R. District colluded with Sri B.Chennanna, Retired E.O (PR&RD) / MPDO (FAC) MPP Tandur, R.R. District has drawn and paid Rs.30,34,068/- towards payment of pump sets. Thus he violated the Rule 3(1) of APCS (Conduct) Rules 1964.

Basis of the Charge:-

As per Preliminary Inquiry conducted by the then Dy, CEO (FAC) ZPP R.R. District on 08.09.2010 at MPP Tandur R.R. District has been found that an amount of Rs.30,34,068/- has been drawn and paid to the contractors periodically instead of ordering to firms towards purchase and supply of pump sets by Sri B.Chennanna, Retired EO(PR&RD)/MPDO, (FAC) MPP Tandur Ranga Reddy District colluding with Sri N.Saibanna former Supdt./MPDO (FAC) MPP, Tandur and MPDO(FAC) Yalal now Supdt. MPP, Peddemul R.R. District. And vouchers also not found during the inquiry.

Article –4:-

That Sri N.Saibanna, former Supdt/MPDO (FAC) MPP, Tandur and MPDO (FAC) Yalal now Supdt., MPP, Peddemul R.R. District colluded with Sri B.Chennanna, Retired E.O (PR&RD) / MPDO (FAC) MPP Tandur, R.R. District has made huge expenditure during the visits of VIPs. Thus he violated the Rule 3(1) of APCS (Conduct) Rules 1964.

Basis of the Charge:-

As per Preliminary Inquiry conducted by the then Dy, CEO (FAC) ZPP R.R. District on 08.09.2010 at MPP Tandur R.R. District it is found that huge expenditure is incurred during the visits of VIPs, where as permissible limit is on Rs.5,000/-.

Article –5:-

That Sri N.Saibanna, former Supdt/MPDO (FAC) MPP, Tandur and MPDO (FAC) Yalal now Supdt., MPP, Peddemul R.R. District colluded with Sri B.Chennanna, Retired E.O (PR&RD) / MPDO (FAC) MPP Tandur, R.R. District has drawn an amount of Rs.16,43,000/- towards repairs to Guest House. Thus he violated the Rule 3(1) of APCS (Conduct) Rules 1964.

Basis of the Charge:-

As per Preliminary Inquiry conducted by the then Dy, CEO (FAC) ZPP R.R. District on 08.09.2010 and found that Sri B.Chennanna, Retired EO(PR&RD)/MPDO, (FAC) MPP Tandur Ranga Reddy District colluding with Sri N.Saibanna former Supdt./MPDO (FAC) MPP, Tandur and MPDO(FAC) Yalal now Supdt. MPP, Peddemul R.R. District, has drawn Rs.16,43,000/- commencing from 01.12.2008 from BRGF to which an amount of Rs.8,00,000/- only sanctioned and released by the Zilla Parishad General Fund. The amount has been drawn by the MPDO in the name of different persons and attenders when asked to produce the expenditure particulars no estimate, agreement and vouchers have been presented during the enquiry.

Article -6:-

That Sri N.Saibanna, former Supdt/MPDO (FAC) MPP, Tandur and MPDO (FAC) Yalal now Supdt., MPP, Peddemul R.R. District colluded with Sri B.Chennanna, Retired E.O (PR&RD) / MPDO (FAC) MPP Tandur, R.R. District who has diverted an amount of Rs.9,58,464/- from BRGF for execution of Mandal General Funds works. Thus he violated the Rule 3(1) of APCS (Conduct) Rules 1964.

Basis of the Charge:-

As per Preliminary Inquiry conducted by the then Dy, CEO (FAC) ZPP R.R. District on 08.09.2010 and found that Sri B.Chennanna, Retired EO(PR&RD)/MPDO, (FAC) MPP Tandur Ranga Reddy District colluding with Sri N.Saibanna former Supdt./MPDO (FAC) MPP, Tandur and MPDO(FAC) Yalal now Supdt. MPP, Peddemul R.R. District, has drawn and paid an amount of Rs.9,58,464/- from BRGF for execution of Works unde Mandal General Funds.

Article -7:-

That Sri N.Saibanna, former Supdt/MPDO (FAC) MPP, Tandur and MPDO (FAC) Yalal now Supdt., MPP, Peddemul R.R. District colluded with Sri B.Chennanna, Retired E.O (PR&RD) / MPDO (FAC) MPP Tandur, R.R. District has drawn and paid an amount of Rs.4,21,181/- . Thus he violated the Rule 3(1) of APCS (Conduct) Rules 1964.

Basis of the Charge:-

As per Preliminary Inquiry conducted by the then Dy, CEO (FAC) ZPP R.R. District on 08.09.2010 and found that Sri N.Saibanna former Supdt./MPDO (FAC) MPP, Tandur and MPDO(FAC) Yalal now Supdt. MPP, Peddemul R.R. District, colluding with Sri B.Chennanna, Retired EO(PR&RD)/MPDO, (FAC) MPP Tandur Ranga Reddy District has misused an amount of Rs.4,21,181/- from BRGF to other purposes.

Article -8:-

That Sri N.Saibanna, former Supdt/MPDO (FAC) MPP, Tandur and MPDO (FAC) Yalal now Supdt., MPP, Peddemul R.R. District colluded with Sri B.Chennanna, Retired E.O (PR&RD) / MPDO (FAC) MPP Tandur, R.R. District who misappropriated an amount of Rs.1,01,000/- from BRGF funds. Thus he violated the Rule 3(1) of APCS (Conduct) Rules 1964.

Basis of the Charge:-

As per Preliminary Inquiry conducted by the then Dy, CEO (FAC) ZPP R.R. District on 08.09.2010 and found that Sri N.Saibanna former Supdt./MPDO (FAC) MPP, Tandur and MPDO(FAC) Yalal now Supdt. MPP, Peddemul R.R. District, colluding with Sri B.Chennanna, Retired EO(PR&RD)/MPDO, (FAC) MPP Tandur Ranga Reddy District has misused an amount of Rs.1,01,000/- from BRGF as per reconciliation of Cash Book with Bank Statement it is observed that the following (2) payments have not been entered in the Cash Book.

Cheque No.	Date	Amount	Drawn by
854384	05.04.2009	51,000.00	Md.Nazeer
854385	16.11.2009	50,000.00	J.Nagaiah

Article -9:-

That Sri N.Saibanna, former Supdt/MPDO (FAC) MPP, Tandur and MPDO (FAC) Yalal now Supdt., MPP, Peddemul R.R. District has given advances to the tune of Rs.10,15,748/- to the Contractors /VLCs from BRGF. Thus he violated the Rule 3(1) of APCS (Conduct) Rules 1964.

Basis of the Charge:-

As per Preliminary Inquiry conducted by the then Dy, CEO (FAC) ZPP R.R. District on 08.09.2010 and found that Sri N.Saibanna former Supdt./MPDO (FAC) MPP, Tandur and MPDO(FAC) Yalal now Supdt. MPP, Peddemul R.R. District, while working as In-charge MPDO at Tandur from 1.4.2010 he has given advances to the Contractors /VLCs an amount of Rs.10,15,748/-.

Article -10:-

That Sri N.Saibanna, former Supdt/MPDO (FAC) MPP, Tandur and MPDO (FAC) Yalal now Supdt., MPP, Peddemul R.R. District has given advances of Rs.577350.00 from BRGF to the Contractors / VLCs. Thus he violated the Rule 3(1) of APCS (Conduct) Rules 1964.

Basis of the Charge:-

The MPDO, MPP, Yalal R.R. District vide Lr.No.A2/10/2011, dated: 23.11.2011, informed that Sri N.Saibanna former Supdt./MPDO (FAC) MPP, Tandur and MPDO(FAC) Yalal now Supdt. MPP, Peddemul R.R. District, during the year 2009-2010 and given advances to the Contractors/VLCs to the tune of Rs.5,77,350.00/- from the BRGF funds of MPP Yalal.

(V.NAGI REDDY)
PRINCIPAL SECRETARY TO GOVERNMENT (PR)

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ANNEXURE-II

List of documents by which the articles of charges framed against Sri N.Saibanna former Supdt.,/MPDO (FAC) MPP, Tandur and MPDO(FAC) Yalal now Supdt. MPP, Peddemul R.R. District.

1. Press clipping in different news papers Dt:5.9.2010.
2. Preliminary Inquiry report of the then Dy.CEO (FAC) ZPP, RR Dist., dt:8.9.2010.
3. Representation of Congress Party Member of Tandur Dt:8.9.2010.
4. Representation of MPTCs and ZPTC of Tandur dt:7.9.2010.
5. Lr.No.A2/10/2011 dt:23.11.2011 of the MPDO, MPP, Yalal, R.R. District

ANNEXURE-III

LIST OF WITNESSES BY WHICH THE ARTICLE OF CHARGES FRAMED AGAINST N.SAIBANNA FORMER SUPDT., /MPDO (FAC) MPP, TANDUR AND MPDO(FAC) YALAL NOW SUPDT. MPP, PEDDEMUL R.R. DISTRICT. (NOW RETD).

NIL

(V.NAGI REDDY)
PRINCIPAL SECRETARY TO GOVERNMENT (PR)

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